

PLANNING TO OUST IDLEWOOD PARK

Property Owners Claim Resort Is on Public Streets.

CRUMP TALKS OF COURT ACTION

Map for New System of Sewers Shows Extension of Cedar Street Through Property Now Occupied by Andrew Pizzini and Street Car Company.

Plans which may cause serious changes, if not the entire abandonment of Idlewood Park as an amusement resort, were discussed by the Council Committee on Streets last night. No final action was taken pending legal advice from the City Attorney. It developed in the discussion that the resort with its scenic railway, aqueduct, boardwalk and other devices, is built on lots belonging to the main to Andrew Pizzini, Jr., the front portion or main entrance being on land belonging to the Virginia Railway and Power Company.

The park, however, extends across several streets which have been duly dedicated and which appear on the city maps, and in which, according to members of the committee, Captain Pizzini and the Idlewood people are "equated."

Would Cut Through Heart. In the plans for the Dooley ravine sewer, one of the main branches is surveyed to run from the head of the ravine across the Shiloh Grove property, owned by the city, and now a part of William Byrd Park, to Cedar Street, and thence northward to Cary Street. Cedar Street, however, if opened through the property of the Virginia Railway and Power Company in a straight line south from the Davis monument, would cut through the Idlewood from end to end, leaving but a narrow strip on the west side between the street and the roadbed now on the east of the Reservoir Lake.

Captain Pizzini made a proposition, offering to donate to the city the equipment of the Idlewood, and to have the present park as a swap for the unused street, thus making his property more compact and maintaining his front on William Byrd Park. Chairman Adams thought the committee should go into the matter, and the lines of street already designated.

May Sue City. James D. Crump appeared before the committee to request the opening through Idlewood to the William Byrd Park of all the streets already dedicated, between Cary and Ashland Streets. He represented an estate, he said, which owned a large tract of land in the neighborhood of the park, which should be of great value for residential purposes, but which is at present shut out by the Idlewood. He said that if the committee did not grant some relief the estate he represented would take steps through the courts to compel the opening of the streets and the removal of the obstructions, which, he claimed, the city had no right to permit, and for which land no rental is paid.

Mr. Ferguson, of Lee Ward, came forward as the champion of Idlewood. He thought that nothing should be done to hamper or disturb the best known amusement place around Richmond, and that the city should be instructed to find some other route for the proposed trunk sewer.

Large Section Now Cut Off. Mr. Davis, of the Clay Ward delegation, championed the plan for opening the streets, saying that it was due to the adjoining property owners, and that it would open up a large section now practically cut off, but for which sewers and water mains have been provided in the recent bond issue. Mr. Davis argued that the streets cut through to the William Byrd Park, the section would at once become one of the most desirable for residences in Richmond, whereas at present it is practically not marketable. There was no vote of strength between the two forces in the committee, as without a vote the whole matter was referred to the City Attorney and City Engineer for report as to the legal and engineering phases involved.

For the first time since June 28, the Committee on Streets read its minutes last night. Clerk Stratton called in Sergeant-at-Arms Ruskell to aid in the reading. The minutes were approved in record-breaking time. An ordinance was recommended to the Council granting the Seaboard Air Line Railway permission to carry steam planes under Franklin Street in order to heat the offices of the new freight depot from the Main Street Station power-house.

Smooth Paving of Streets. A communication from Charles Gasser and William H. Zimmerman, Jr., proposing a plan for coating with a preparation of asphalt streets already paved with cobblestones, to insure smoothness, less noise and cleanliness, was referred to the Seaboard Air Line Committee.

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MISSION TERMINATED

Venezuela Refuses to Grant France's Request for Arbitration. CARACAS, December 28.—The Venezuelan government has terminated the diplomatic mission of Dr. Carlos Griant to France because France insists upon the arbitration of the claims of French citizens expelled from Carupano by Castro. Venezuela bases its action on the treaty of 1855.

Dr. Griant, who was appointed diplomatic agent to France and Holland last August, will continue negotiations with the latter country looking to the re-establishment of mutual friendly relations.

In February, 1908, President Castro expelled from Carupano 188 French merchants, who were engaged in business at that port. The reasons for this drastic action were not given, but it served to increase the resentment of French public opinion against Castro's arrogant treatment of foreigners.

President Gomez, on assuming office, declined to accept responsibility for all of Castro's acts, and it was the purpose of negotiating a settlement of certain claims which France and Holland had set up that he sent Dr. Griant to those countries. The French government has made strong representations to Venezuela regarding the claims of its expelled citizens, and has insisted upon full and complete reparation.

UNCLE SAM ALWAYS PAYS

But Not Confederate Bonds, Frenchman Is Told. WASHINGTON, D. C., December 28.—A \$100 Confederate note made its appearance in the Treasury mints this morning. They had been sent by a lawyer of New York to the Treasury for redemption.

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TAFT DISREGARDS LEADERS' ADVICE

He Brooks No Delay in Preparing His Trust Message.

COURT DECISION IS NOT AWAITED

Document, Which Will Be Read on January 5, Expected to Put Country to Thinking and Congress to Acting. License for Corporations Suggested.

WASHINGTON, December 28.—President Taft to-day began the preparation of the most important special message he will send to Congress this winter, a message that will put the country to thinking and Congress to acting.

This message will deal with the amendments which Mr. Taft believes are necessary in the interstate commerce and Sherman antitrust acts. Recent reports that the President was about to issue a message to Congress on the subject of the antitrust law, but that he would wait until the Supreme Court had decided the case, have been shown to be unfounded.

It is said that the President will take up the antitrust act and deal with it at great length. He also will bring forward his ideas as to issuing Federal licenses to corporations. The proposed license will be voluntary, to be taken advantage of by such corporations as desire to place themselves under Federal jurisdiction, or left alone, as the directors of the corporations see fit.

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ESTRADA TOO WILY FOR MADRIZ'S TRAP

He Will Not Accept Terms of Nicaraguan President.

PEACE PROSPECT FAR FROM BRIGHT

Surrender of Insurgent Troops and Ammunition Sought by Zelaya's Successor—Preparing to Send Troops Eastward to Meet Estrada's Army.

ZELAYA CLAIMS HE IS PRESIDENT

CORDOBA, MEX., December 28.—Jose Santos Zelaya declared to-night that he is still President of Nicaragua, although he may never go back to that country to enjoy the privileges of the office of President. He asserted, in only a provisional President, and that he (Zelaya) has not relinquished the executive office.

Asked about the conditions imposed by the British government in reply to his request for asylum aboard the British cruiser Shearwater, Zelaya admitted that he was not sure he could honor her only with the understanding that he was to agree to leave Nicaragua forever. These conditions, he said, he declined to accept.

Mexico, on the other hand, he declared, made no reservations in granting him permission to board the Guerrero.

WASHINGTON, D. C., December 28.—General Estrada, the revolutionary leader in Nicaragua, will not accept the extraordinary terms proposed by the new President, Madriz, as a basis for peace.

A telegram from Bluefields, received last night, stated that on December 23 Madriz had proposed in a telegram to Estrada a suspension of hostilities pending the arrival of a committee which he was sending to Estrada to discuss an amicable and equitable settlement of the present situation.

General Estrada, in his reply, expressed his willingness to meet the Madriz commissioners, but said that the revolutionary party would not recognize the action of the legislative assembly in placing the power in the hands of Madriz. He denied most emphatically the Assembly's right to deal with the election of a President, and stated that he saw in Madriz the usurper of the rights of the Nicaraguan people.

Terms of Madriz. The terms upon which Madriz is willing to make peace, it is believed, are shown in a letter which purports to have been signed by him and addressed to a friend. In it he expressed his desire for peace without further bloodshed, and stated that whatever might be compatible with his dignity and with the public interests he was willing to accept. He says further that the revolutionists should recognize his government, and that after such recognition the army should be disbanded.

It is not doubted here that Estrada's known astuteness will prevent him from accepting terms of peace dictated upon the prior surrender of his army, arms, and ammunition to his enemy. Therefore it is not believed that the conference between Estrada and the Madriz commissioners will result in any particular change in the present status.

Sending Troops. A telegram from Managua, received at the State Department, says that the Madriz party is making preparations to send troops to the eastward to meet Estrada's army.

A telegram from Consul Moffat at Bluefields, dated last Sunday, says that under the direct supervision of Commanders Shipley and Niblack, men detailed from the Des Moines and the Tacoma began on Christmas morning to ration 1,500 hungry Zelayan soldiers, brought there as prisoners. Pending the arrival of the chair, the prisoners are being landed. Estrada's officials are furnishing blankets, clothing and shoes as rapidly as possible. Three hundred prisoners are being temporarily provided for by the army at Rama, and 200 more are being cared for by friends and relatives in Bluefields.

Commander Shipley, at Bluefields, in a dispatch dated yesterday states that the reports hitherto sent out regarding the number of Zelayan soldiers who had been taken prisoner at Rama were much exaggerated, and that the ammunition captured amounted to only about 100,000 rounds, and the killed do not number more than 500. Commander Shipley also states that he has had 1,400 prisoners of war since December 24, and more are to arrive.

Zelaya Makes Denial. CORDOBA, MEX., December 28.—Jose Santos Zelaya denied to-day that he was a prisoner in the hands of the Mexican officials in any sense of the word. He stated emphatically that such was not the case, and that he was free to go where he chose.

Zelaya declared that he favored friendly intervention on the part of the Mexican and United States governments to the end that a consolidation of all the Central American republics might be brought about.

He said he believed Secretary Knox would be brought about.

UNKNOWN VESSEL IS LOST IN STORM

Her Masts Show Above Water at "the Graves Shoals."

FATE OF HER CREW STILL UNCERTAIN

Wreck of Davis Palmer Located, and No Hope Is Entertained for Her Twelve Men—Roll of Ocean Disasters Is Being Further Increased.

BOSTON, MASS., December 28.—The discovery to-day of the wreck of the five-masted schooner Davis Palmer, which sank with twelve men Sunday morning at the entrance of Broad Sound, was followed by the report of another wreck in the outer harbor. This second victim of the great storm, which swept New England Saturday night and Sunday, was reported by Captain Kemp, of the tug Ariel, who asserts that he saw three masts of a schooner projecting above the water near the shoals known as "the Graves."

Although Captain Kemp locates the vessel three miles east of the wreck of the Palmer, some marine authorities think that he may have been mistaken in his bearings, and that he saw the Palmer's masts.

Seafaring men, who believe that the tugboat captain is not in error about his bearings, are discussing the possibility of a collision between the Palmer and the unknown schooner.

The wreck of the Davis Palmer was located to-day just outside of Devil's Back Bay, north of Commissioners' Ledge, at the entrance to Broad Sound, Boston harbor. The big vessel lies submerged, but the masts heads project from the water. It is thought that the Palmer touched a shoal spot early Sunday morning, the sea during the terrific storm sweeping the decks clear and carrying the crew of twelve men to their death.

From Newport News. The Palmer was bound from Newport News for the city with cargo of coal. The vessel lies in the channel, and is a dangerous menace to other vessels. The loss of the Palmer became known yesterday, when wreckage bearing her name was found on Full Beach.

Probably the last person to see the Palmer before she sank was Captain Bookcamp, of the large Hopkington, which docked at Lynn to-day from Hingham. He reported seeing the Palmer off Cape Cod late Christmas afternoon. At that time the Palmer's sailors were on deck singing and celebrating the holiday in true sea fashion, all unaware of the fate that awaited them within a few hours at the entrance to their home port.

Yesterday's roll of wrecks was increased to-day. The schooner Ada K. Damon, the sole support of her aged mother in Andover, Mass., was reported missing. The schooner was last seen off Cape Henry yesterday afternoon, the derelict three-masted schooner which Captain Lloyd, of Somers Point, N. J., from Norfolk, December 26, to New York, lumber laden.

The crew was missing, with their fate unknown. The Champion's stern was seen turned outward, with the fall straps dangling, showing the crew of six or more had gone off in their yawl, which was also missing. Short of coal, and carrying a \$631,500 cargo of cotton, the Radcliff could not tow in the prize.

Traffic Abandoned. PITTSBURGH, PA., December 28.—With tons upon tons of ice piled high against the piers of bridges spanning the Ohio River here and at points below Pittsburgh, river traffic has been entirely abandoned, and river men are preparing to cope with one of the worst winter pack ice ever experienced in the local harbor.

It is estimated that 10,000,000 bushels of coal have been diverted from the usual river transportation to Southwestern points, and cars are being asked for from all railroads by coal operators who realize that it may be weeks before the packet owners will be able to take the work of transporting the coal fleets down the Ohio.

At Pittsburgh river navigation ceased Christmas morning. At Wheeling, W. Va., river men report danger to craft in that harbor. Precautions have been taken to avoid loss of property along the water front by packing up goods and empty cars.

From Wheeling to New Martinsville, W. Va., a distance of thirty-five miles, a solid sheet of ice marks the course of the Ohio River.

Weather conditions at all points do not indicate any marked change, and it is the prediction of the weather men that the present severe conditions will prevail for at least a week, if not for weeks.

FERRYBOAT ADRIFT

Passengers Spend Night of Terror on Ice-bound Ohio River. BRIDGEPORT, OHIO, December 28.—Sixty passengers, thirty-five of them women, spent a night of terror aboard the ferryboat Chardon from Bellaire, Ohio, to Benwood, W. Va., which became caught in an ice gorge on the Ohio River at 8 o'clock last night and floundered around until 5 A. M. to-day. All were landed in small boats at daylight without injury. Fear that the ferryboat would sink caused panic-stricken women to offer up prayers, and the screams of small children made the night exceedingly uncomfortable and exciting.

New Adjutant General

SENATOR W. W. SALE TO HEAD MILITIA

Judge Mann Announces Appointment of Norfolk Man.

INDORSED BY MILITARY MEN

Selection Had Been Expected. Senator Sale Will Probably Hold Two Offices, Remaining in Senate to End of Present Term—Served on Governor's Staff.

In accordance with general expectation, Governor-Elect Mann yesterday announced that he had decided to appoint State Senator W. W. Sale, of Norfolk, to the office of Adjutant-General, to succeed General Charles J. Anderson, who will retire on February 1. Judge Mann's probable action on this respect was published in The Times-Dispatch several weeks ago. The Norfolk people who appeared before the State Board last night regarded in that city as a practical certainty for the past three weeks.

Senator Sale will, it is presumed, hold both his office in the Legislature and that of Adjutant-General. The law is construed to permit this, and, in fact, it was actually done by General Anderson, who was serving as a Senator from Richmond when appointed by Governor Swanson. He finished his representative term, drawing, of course, the larger salary of Adjutant-General. The receipt of two salaries is not allowable.

Seven Years in Legislature. The candidate of Senator Sale was indorsed by many of the military organizations of the State, particularly in the Eastern portion. The militia feels grateful to him, it is said, because of his services in the last Legislature. In securing the passage of the bill largely increasing the appropriation for State military purposes.

The next Adjutant-General's actual military experience has not been extensive, but it is said that he has always taken a deep interest in militia affairs. When General Anderson announced his retirement Senator Sale's name was presented to the Governor-elect. A number of years ago he served as a private in a Norfolk company, and was a member of the official staff of Governor Tyler.

Senator Sale has been a member of the upper house of the General Assembly for eight years. He is regarded as a careful, painstaking, efficient public official. He has been given many commendations by the people of his city, is pointed to as proof of his faithful service. Some seven years ago he formed a law partnership in Norfolk with James Mann and Major Heth Tyler, under the firm name of Sale, Mann & Tyler.

The office of Adjutant-General is one of increasing responsibilities and opportunities. The salary is \$2,500. Federal money has been given out at the State and local level, and more extended to the States, and in order to take advantage of this condition the militia bodies must be kept up to high standards.

HIS MIND SHATTERED. Bernard H. Ball Is Driven Insane by PHILADELPHIA, PA., December 25.—Bernard H. Ball, second vice-president and general freight traffic manager of the Philadelphia and Reading Railway Company, became violently insane last night at his home in the Reading Terminal, the company's big office building, and after a struggle was removed to a hospital for the insane. Police men, hastily summoned, found Mr. Ball on the floor of his office, surrounded by a mass of private papers, and a railroad official, who was taken from the building struggling and fighting to release himself from those who held him, and was conveyed directly to the hospital. No information has been given out at the Reading offices, and the facts in the case were learned from the police. It is believed that overwork was the cause of Mr. Ball's breakdown. Mr. Ball had recently appointed a second vice-president. He was considered one of the greatest experts on freight traffic in the country. He has been with the Reading Company a long time, and rose from the ranks.

RECEIVED AT COURT. Stewart L. Woodford Presents Medal THE HAGUE, December 28.—Queen Wilhelmina to-day received General Stewart L. Woodford, Adjutant-General of the Hudson-Fulton Celebration Commission, who formally presented to the government of the Netherlands an official gold medal, struck in commemoration of the 30th anniversary of the discovery of the Hudson River and the 100th anniversary of the inauguration of the Erie Railroad.

In offering the memento General Woodford briefly addressed Her Majesty, who responded cordially, expressing her thanks. The President of the commission will visit other capitals, presenting the governments with similar tokens of American appreciation of their co-operation in the recent festivities at New York.

Carriage Improved. NEW YORK, December 28.—The condition of Andrew Carnegie, who yesterday fell on the ice in Central Park while taking a constitutional and injured his knee, was improved to-night. The pain in his knee had diminished considerably and he was in cheerful spirits.

Heavy Increase Shown. NEW YORK, December 28.—An increase of \$11,800.92 in customs receipts in 1909 over 1908 is shown in Collector Loeb's annual report, issued to-day. The total duties collected at the port of New York for 1909 amount to \$217,520,897.

Cartoonist Ill. SAN FRANCISCO, CAL., December 28.—Florence C. Davenport, the cartoonist, is seriously ill at the home of a friend in San Francisco. He is suffering from a complete nervous collapse, and his physician regards his condition as critical.

Extradition of O'cey Sued's Alleged Murderer. TRENTON, N. J., December 28.—Governor Fort this afternoon signed papers for the extradition from New Jersey of Mrs. Sneed and Mrs. Martin, who are the mother and aunt, respectively, of O'cey W. Sneed, who married her cousin, Fletcher Sneed. Mrs. Martin has threatened to resist extradition, but it is thought that she will be advised by counsel to go voluntarily.

Under the direction of the East Orange police, the battalion in which O'cey Sneed's body was found has been removed from the house and is now in storage, to be produced as evidence at the trial of Mrs. Wardlaw, Mrs. Martin and Mrs. Sneed, at Newark.

Pathetic Evidence. NEW YORK, December 28.—Mrs. Caroline W. Martin and Mrs. Mary Sneed, for whose extradition to New Jersey Governor Fort has signed papers, were issued at Trenton to-day papers for the extradition of O'cey W. Sneed, who married her cousin, Fletcher Sneed. Mrs. Martin has threatened to resist extradition, but it is thought that she will be advised by counsel to go voluntarily.

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The office of Adjutant-General is one of increasing responsibilities and opportunities. The salary is \$2,500. Federal money has been given out at the State and local level, and more extended to the States, and in order to take advantage of this condition the militia bodies must be kept up to high standards.

HIS MIND SHATTERED. Bernard H. Ball Is Driven Insane by PHILADELPHIA, PA., December 25.—Bernard H. Ball, second vice-president and general freight traffic manager of the Philadelphia and Reading Railway Company, became violently insane last night at his home in the Reading Terminal, the company's big office building, and after a struggle was removed to a hospital for the insane. Police men, hastily summoned, found Mr. Ball on the floor of his office, surrounded by a mass of private papers, and a railroad official, who was taken from the building struggling and fighting to release himself from those who held him, and was conveyed directly to the hospital. No information has been given out at the Reading offices, and the facts in the case were learned from the police. It is believed that overwork was the cause of Mr. Ball's breakdown. Mr. Ball had recently appointed a second vice-president. He was considered one of the greatest experts on freight traffic in the country. He has been with the Reading Company a long time, and rose from the ranks.

RECEIVED AT COURT. Stewart L. Woodford Presents Medal THE HAGUE, December 28.—Queen Wilhelmina to-day received General Stewart L. Woodford, Adjutant-General of the Hudson-Fulton Celebration Commission, who formally presented to the government of the Netherlands an official gold medal, struck in commemoration of the 30th anniversary of the discovery of the Hudson River and the 100th anniversary of the inauguration of the Erie Railroad.